

PTO/SB/21 (03-03)

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**TRANSMITTAL
FORM**

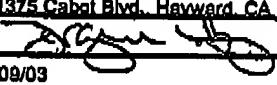
(to be used for all correspondence after initial filing)

		Application Number	09/533,029
		Filing Date	3/22/2000
		First Named Inventor	HEARD, Jacqueline E.
		Art Unit	1638
		Examiner Name	David H. Kruse
Total Number of Pages in This Submission	3	Attorney Docket Number	MBI-0010 CPA

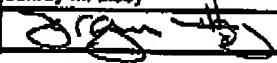
ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Jeffrey M. Libby, Ph.D., Reg. No. 48,251 Mendel Biotechnology, Inc. 21375 Cabot Blvd., Hayward, CA 94545
Signature	
Date	6/09/03

CERTIFICATE OF TRANSMISSION/MAILINGI hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: **6/09/03**

Typed or printed	Jeffrey M. Libby
Signature	
Date	June 9, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO/SB/17 (01-03)

Approved for use through 04/30/2003, OMB 0561-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL

for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 300.00)

Complete if Known

Application Number	09/533,029
Filing Date	3/22/2000
First Named Inventor	HEARD, Jacqueline E.
Examiner Name	David H. Kruse
Art Unit	1638
Attorney Docket No.	MBI-0010 CPA

METHOD OF PAYMENT (check all that apply)

<input type="checkbox"/> Check	<input type="checkbox"/> Credit card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None
<input checked="" type="checkbox"/> Deposit Account:				
Deposit Account Number 50-1025				
Mendel Biotechnology, Inc				

The Commissioner is authorized to: (check all that apply)
 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051	130	2051	65 Surcharge - late filing fee or oath	
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130 Non-English specification	
1812	2,520	1812	2,520 For filing a request for ex parte reexamination	
1804	820*	1804	820* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action	
1251	110	2251	55 Extension for reply within first month	
1252	410	2252	205 Extension for reply within second month	
1263	930	2253	465 Extension for reply within third month	
1254	1,450	2254	725 Extension for reply within fourth month	
1255	1,870	2255	985 Extension for reply within fifth month	
1401	320	2401	160 Notice of Appeal	320.00
1402	320	2402	160 Filing a brief in support of an appeal	
1403	280	2403	140 Request for oral hearing	
1451	1,510	1451	1,510 Petition to institute a public use proceeding	
1452	110	2452	55 Petition to revive - unavoidable	
1453	1,300	2453	650 Petition to revive - unintentional	
1501	1,300	2501	650 Utility issue fee (or release)	
1502	470	2502	235 Design issue fee	
1503	630	2503	315 Plant issue fee	
1460	130	1460	130 Petitions to the Commissioner	
1807	60	1807	50 Processing fee under 37 CFR 1.17(q)	
1808	180	1808	180 Submission of Information Disclosure Stmt	
8021	40	8021	40 Recording each patent assignment per property (times number of properties)	
1809	750	2809	375 Filing a submission after final rejection (37 CFR 1.126(a))	
1810	750	2810	375 For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375 Request for Continued Examination (RCE)	
1802	900	1802	900 Request for expedited examination of a design application	

Other fee (specify) _____ LESS 1-MO EXTENSION FEE PAID

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 320.00)

SUBMITTED BY		(Complete if applicable)		
Name (Print/Type)	Jeffrey M. Libby, Ph.D.	Registration No. (Attorney/Agent)	48,251	Telephone 510-259-6138
Signature		Date	6/9/03	

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JUL. 17. 2003 8:23AM

MENDEL-BIOTECHNOLOGY

NO. 621 P. 5

Docket No. **MBI-0010 CPA**
Date: June 9, 2003

MAIL STOP AF
Commissioner For Patents
Washington, D.C. 20231

USSN 09/533,029

Title: DISEASE INDUCE POLYNUCLEOTIDES

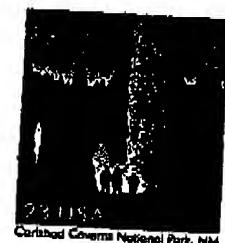
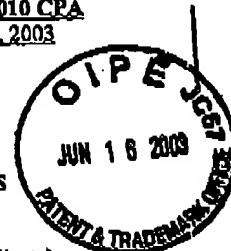
Inventors: HEARD, Jacqueline et al.

Enclosed: Return Receipt Postcard

Transmittal Form (1 page, in duplicate);

Fee Transmittal Sheet (1 page, in duplicate);

Notice of Appeal



Legal Dept.
Mendel Biotechnology Inc
21375 Cabot Blvd
Hayward CA 94545

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**Mendel
Biotechnology, Inc.**

Fax

To:	David Kruse, USPTO	From:	Jeff Libby
Fax:	703 746 5068	Pages:	5
Phone:	703 306 4539	Date:	17 July, 2003
Re:	09/533,029 Notice of Appeal	CC:	

Enclosed:

Regarding your telephonic request of 16 July, 2003, copies of the following are attached:

1. Transmittal form
2. Fee Transmittal
3. Notice of Appeal, Application No. 09/533,029
4. Return Postcard

Please let me know if I can be of any further assistance.

Jeffrey M. Libby

JL

Reg. No. 48,251

JML/jml

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